

**TIPPECANOE COUNTY COUNCIL
REGULAR MEETING
JUNE 12, 2001**

The Tippecanoe County Council held its regular meeting on Tuesday, June 12, 2001 at 2:00 P.M. in the Tippecanoe Room in the County Office Building. Council members present were: President David S. Byers, Vice President Connie Basham, Jeffrey Kessler, Margaret K. Bell, Jeffrey A. Kemper, Kathy Vernon, and Ronald L. Fruitt; Auditor Robert A. Plantenga, Attorney Doug Masson, and Secretary Pauline E. Rohr.

President Byers reconvened the meeting and led the Pledge of Allegiance. He then called upon Cindy Boes to offer a prayer. Cindy is a recent graduate of Central Catholic High School and Salutatorian of her class.

APPROVAL OF MINUTES

- Councilmember Kessler moved to approve the minutes of May 3, 2001, Special Joint Meeting with the Commissioners and Greg Guerrettaz, seconded by Councilmember Kemper; motion carried.
- Councilmember Kemper moved to approve the minutes of May 3, 2001, Special Meeting with Sheriff Murtaugh, seconded by Councilmember Bell; motion carried.
- Councilmember Kessler moved to approve the minutes of May 8, 2001, Regular Meeting, seconded by Councilmember Vernon; motion carried.

FINANCIAL STATEMENT: Auditor Robert Plantenga

Auditor Plantenga reported the 2001 uncommitted County General Funds through May 31, 2001 are \$1,207,663.77. He also reported that the COIT payment from the State was received.

INTEREST STATEMENT: Treasurer Oneta Tolle

Mrs. Tolle noted that the interest earned as well as the average interest rate for April 2001 are less than March 2001. She reported that as of June 11, 2001, Judgments totaling \$112,760.41 have been collected. (Judgments are past due Personal Property payments). The amount collected is distributed throughout the taxing districts.

ATLAS EXCAVATING, INC.: Compliance with Statement of Benefits

Councilmember Kessler asked Secretary/Treasurer Tina Dillon if the 186 employees are full time. Mrs. Dillon responded that all are full time employees even though some may be seasonal workers.

- Councilmember Kessler moved to find that Atlas Excavating, Inc. is in substantial compliance with the Statement of Benefits, seconded by Councilmember Fruitt; motion carried.

ALLOY CUSTOM PRODUCTS, INC.: Compliance with Statement of Benefits

Since no representative was present, Councilmember Kessler asked if this has to be acted on today. Auditor Plantenga clarified that the Council may take action within 45 days of the filing, but the Statute does not require the Council to take action.

- Since they are not asking for an additional abatement, Councilmember Kessler moved to find that Alloy Custom Products, Inc. is in substantial compliance with the Statement of Benefits, seconded by Councilmember Kemper.

Councilmember Kemper stated that Alloy is clearly in compliance but wondered if they were notified that the Council appreciates the appearance of a representative. Auditor Plantenga responded that the Auditor's Office notifies all companies to send a representative.

- The motion carried.

ROWE TRUCK EQUIPMENT, INC.: Compliance with Statement of Benefits

President John Rowe was present. Councilmember Kessler established that this compliance form is for the abatement on Personal Property and that the 45 employees are full time workers.

- Councilmember Kessler moved to find that Rowe Truck Equipment, Inc. is in substantial compliance with the Statement of Benefits, seconded by Councilmember Basham; motion carried.

Auditor Plantenga inquired if the Council wants to call in representatives for both Real Estate and Personal Property compliance (CF-1) for the same abatement which means two appearances within two months time. (The CF-1 for Real Estate is filed within 60 days after the end of each year and the CF-1 for Personal Property is filed no later than June 14th.) Councilmember Fruitt suggested giving the Auditor the discretion of calling in a representative for a second appearance after examination of the second CF-1 filing. If no representative is called in, the Compliance will still appear on the Agenda and the Council will decide if the company is in substantial compliance.

LAFAYETTE VENETIAN BLIND, INC.: Compliance with Statement of Benefits

Controller Mark Trowbridge was present but the Council had no questions.

- Councilmember Bell moved to find that Lafayette Venetian Blind, Inc. is in substantial compliance with the Statement of Benefits, seconded by Councilmember Fruitt; motion carried.

It was noted that this is the last year of abatement.

EXTENSION: Agent Scott Rumble

<u>ADDITIONAL APPROPRIATIONS: \$7,751.00</u>	
7,200.00	Part-time
551.00	Social Security

This appropriation is to pay an increase in the hourly rate that will be reimbursed to the County by Purdue University for the remainder of the year.

- Councilmember Fruitt moved to approve the appropriation of \$7,751.00, seconded by Councilmember Kessler; motion carried.

FAIRGROUNDS: Agent Scott Rumble

<u>SALARY ORDINANCE</u>	<u>Position</u>	<u>Rate</u>	<u>Salary</u>
Part-time	Asst. Caretaker	7.00-9.25/hr	

In an effort to be more competitive, Mr. Rumble asked for approval to raise the Part-time scale for this position.

During a meeting earlier today, President Byers said the State Auditor suggested setting a cap on the total money that can be spent for Part-time in a department. If an Additional Appropriation or a Transfer is needed for Part-time, a new Salary Ordinance will be required. The cap will equal the Budget amount. This will give the Council more control on Part-time expenditures. Auditor Plantenga pointed out that the cap for Fairgrounds Part-time should be \$10,135 because of encumbrances.

Commissioner Shedd pointed out that the State Auditor’s suggestion also included Overtime.

- Councilmember Kessler moved to approve the Salary Ordinance of \$7.00 to \$9.25 for Part-time for Fairgrounds with a cap of \$10,135.00, seconded by Councilmember Vernon; motion carried.

PARKS

<u>ADDITIONAL APPROPRIATIONS: \$16,500.00</u>	
14,000.00	Utilities
2,500.00	Legal Services

Councilmember Basham said there a balance of \$14,000 in Utilities and \$400 in Legal Services after a transfer of \$700.

- Councilmember Basham moved to approve an additional \$2,500.00 for Legal Services, seconded by Councilmember Kemper; motion carried.

No action was taken on the Utilities request.

SUPERIOR COURT III

ADDITIONAL APPROPRIATIONS: \$1,282,248.00

729,917.00	Institutional Care (Boys' School) (prior years)
283,594.00	Institutional Care (Girls' School) (prior years)
250,000.00	Institutional Care (current year)
14,977.00	Fiscal Officer/Quest Coord. Salary
1,146.00	Social Security
712.00	Retirement
1,902.00	Health Insurance

<u>SALARY ORDINANCE</u>	<u>Position</u>	<u>Rate</u>	<u>Salary</u>
Full Time	Juvenile Fiscal/Quest Adm	1,248.08	14,977.00

Councilmember Kemper reported to the Council that, during discussions with Judge Rush, he advised her that the Council probably will not appropriate any more in 2001 for prior years' billing for Institutional Care than the \$150,000 approved last March.

Boys' & Girls' Schools

Judge Rush reported the balance for Boys' and Girls' Schools as of December 31, 2000 is \$1,013,509.41. She estimates the costs for these two institutions will be \$200,000 to \$225,000 for 2001.

Institutional Care DOC

Judge Rush reported that the Council appropriated \$400,000 for 2001 but she anticipates the costs for Institutional Care DOC will be \$700,000 to \$850,000.

Secure Detention reimbursements for 2001 were estimated at \$70,000, but Judge Rush anticipates reimbursements will be closer to \$200,000 to \$250,000.

- Councilmember Kemper moved to approve \$18,737.00 salary and benefits for the Juvenile Fiscal Officer/Quest Coordinator, seconded by Councilmember Basham; motion carried.
- Councilmember Kemper moved to approve the Salary Ordinance for the Juvenile Fiscal Officer/Quest Coordinator, seconded by Councilmember Basham; motion carried.
- Councilmember Kemper moved to table the request for Institutional Care in the amount of \$250,000 for the current year, seconded by Councilmember Basham; motion carried.

WIC: Coordinator Colleen Batt

<u>SALARY ORDINANCE</u>	<u>Position</u>	<u>Rate</u>	<u>Salary</u>
Full Time	Clerk Supervisor	1,039.50	18,711.00
	Clerk	955.46	17,293.00
		1,003.04	
	Reg. Dietitian	1,468.33	26,430.00
	Asst. Coord. R.N.	1,726.67	31,080.00
Part-time	Coord.	1,916.63	34,499.99
	Clerks	10.00/hr	
	Peer Counselors	10.00/hr	
	Nutrition Clerk	7.50/hr	
	R.D. (Reg. Pt)	17.17/hr	
	R.D. (Pt)	15.36/hr	

Ms Batt explained these salaries will be retroactive to January 1, 2001 and effective through September 30, 2001, the end of their grant year. These increases, paid from a \$50,000 increase in grant monies, will bring their salaries to the level of other County employees.

- Councilmember Fruitt moved to approve the Salary Ordinance for WIC employees through September 30, 2001, seconded by Councilmember Basham; motion carried.

PUBLIC DEFENDER: Amy Hutchison

County General Fund 01

ADDITIONAL APPROPRIATIONS: \$12,000.00

12,000.00 Professional Services

TRANSFER: \$2,300.00

From:	01-45-171600	Part-time	14,000.00
To:	01-45-323050	Contractual Services	14,000.00

Public Defender Fee Fund 42

ADDITIONAL APPROPRIATIONS: \$13,000.00

13,000.00 Professional Services

Mrs. Hutchison said there are balances in Professional Services of \$750.00 in County General Fund 01 and \$17,500 in Public Defender Fee Fund 42. She said she can pay all Professional Services from Fund 42 as long as there are sufficient funds.

- Councilmember Kemper moved to approve an additional \$13,000.00 for Professional Services for Fund 42, seconded by Councilmember Basham; motion carried.

Mrs. Hutchison said the transfer of funds will pay a former part-time employee as a contract position.

- Councilmember Basham moved to approve the Transfer of \$14,000 from Part-time to Contractual Services, seconded by Councilmember Kemper; motion carried.

DRAINAGE BOARD: Surveyor Steve Murray

ADDITIONAL APPROPRIATIONS: \$15,000.00

15,000.00 Engineering Fees

Mr. Murray said additional funds are needed due to an increase in the number of Drainage reviews.

- Councilmember Basham moved to approve the appropriation of \$15,000.00, seconded by Councilmember Vernon; motion carried.

CASA: Director Coleen Hamrick

County General Fund 01

ADDITIONAL APPROPRIATIONS: \$7,751.00

7,200.00 Part-time
551.00 Social Security

<u>SALARY ORDINANCE</u>	<u>Position</u>	<u>Rate</u>	<u>Salary</u>
Part-time	Asst. Director	12.00/hr @600 hrs/6 mo.	

Ms Hamrick explained that the CASA Assistant Director’s position was previously funded from a grant that was not renewed. In order to continue the position from July 1, 2001 through December 31, 2001, she is requesting an appropriation from County General Fund 01. She said approximately 75% of juvenile court cases are required per IN Code 31-34-10-3 to have CASA volunteers assigned. The Assistant Director is responsible for approximately 1/3 of the caseload.

Councilmember Kemper suggested continuing the search for more Federal funds rather than seeking all funding at the County level. Councilmember Basham received a negative response when she inquired if we are able to collect reimbursements from parents.

- Councilmember Kessler moved to approve an additional \$7,751.00 for salary and benefits for the Assistant Director, seconded by Councilmember Basham; motion carried.
- Councilmember Kessler moved to approve the Salary Ordinance for Assistant Director from July 1, 2001 through December 31, 2001 at the rate of \$12.00/hr for 600 hours for 6 months, seconded by Councilmember Basham; motion carried.

PROSECUTOR: Jerry Bean

County General Fund 01

<u>TRANSFER: \$12,000.00</u>			
From:	01-09-118100	Investigator VI	12,0000.00
To:	01-09-321000	Dues & Subscriptions	2,500.00
	01-09-322000	Law Book Subscriptions	2,500.00
	01-09-323400	Transcripts & Records	7,000.00

Proslink Fund 185

<u>SALARY ORDINANCE</u>	<u>Position</u>	<u>Rate</u>	<u>Salary</u>
Part-time	Secretary	8.00-10.00/hr	

Mr. Bean requested a transfer of funds to various accounts from unused funds in the Investigator VI line item due to a vacancy.

- Councilmember Kemper moved to approve the transfer, seconded by Councilmember Basham; motion carried.

Auditor Plantenga explained that a Salary Ordinance for a part-time Secretary was never approved although the person is being paid \$8.00 per hour. Funds are available to pay at the \$10.00 per hour level but he said \$8.00 per hour is consistent with other part-time secretarial positions.

- Councilmember Basham moved to approve the Salary Ordinance to pay the Part-time Secretary from Fund 185 at an hourly rate of \$8.00, seconded by Councilmember Bell; motion carried.

CARY HOME

<u>TRANSFER: \$10,000.00</u>			
From:	01-39-112130	Clinical Director VIII	10,000.00
To:	01-39-321100	Professional Services	10,000.00

This transfer is to cover expenses for Professional Services through the end of the year because funds are available in the Clinical Director VIII position due to a vacancy.

- Councilmember Basham moved to approve the transfer, seconded by Councilmember Fruitt; motion carried.

COMMISSIONERS: Commissioners' Assistant Jennifer Weston

<u>ADDITIONAL APPROPRIATIONS: \$194,400.00</u>	
10,000.00	Bldg/Land Lease
184,400.00	Health Insurance

Mrs. Weston said parking was only budgeted for six (6) months for 2001 because of construction of the parking garage. The difference between parking obligations and the 2001 Budget is \$10,000.00.

- Councilmember Kessler moved to approve the appropriation of \$10,000 for Bldg/Land Lease to pay for parking, seconded by Councilmember Basham; motion carried.

Councilmember Kemper said he is not clear how our insurance plan works but he thinks the increases to employees is coming too quickly without notice. He inquired about the consequences of delaying action on this request. Human Resources Coordinator Frank Cederquist responded that the Plan changes went into effect on June 1, 2001. With a current balance of only \$276,000, he said less revenue into the Plan will mean less money to pay claims. Councilmember Kemper expressed his dissatisfaction with the way the Plan is being administered.

Auditor Plantenga pointed out that the balance would be lower if a transfer of \$100,000 from Flex Benefits Fund 99 to Health Insurance Fund 100 had not occurred this May.

Councilmember Basham objected to the request for an Additional Appropriation after the Plan changes were made and put into effect. Mr. Cederquist admitted that the request should have been submitted sooner. He said the Commissioners have not requested an increase in funding for the past four years but benefits have increased.

President Byers suggested that the Commissioners bid Health Insurance in January.

Councilmember Vernon proposed forming a Health Insurance Committee to examine costs vs benefits for the best value.

Councilmember Kessler said the Council owes it to the employees to appropriate funds to pay claims.

Councilmember Kemper asserted that the County is overly exposed, but Mr. Cederquist responded that we are exposed only to the annual cap.

- Councilmember Kessler moved to appropriate \$184,400 for Health Insurance, seconded by Councilmember Bell; motion carried with 1 no vote by Councilmember Kemper.

It was noted that this appropriation will pay the additional amount for all employees paid from the County General Fund. Appropriations for employees paid from other funds will be requested separately.

HIGHWAY

Highway Fund 02

ADDITIONAL APPROPRIATIONS: \$19,600.00

19,600.00 Health Insurance

- Councilmember Kessler moved to approve the Additional Appropriation of \$19,600 to Highway Fund 02 for Health Insurance, seconded by Councilmember Fruitt; motion carried with 1 no vote by Councilmember Kemper.

Cum Bridge Fund 25

ADDITIONAL APPROPRIATIONS: \$2,000.00

2,000.00 Health Insurance

- Councilmember Kessler moved to approve the Additional Appropriation of \$2,000 to Cum Bridge Fund 25 for Health Insurance, seconded by Councilmember Bell; motion carried with 1 no vote by Councilmember Kemper.

PROBATION

Probation User Fee Fund 55

ADDITIONAL APPROPRIATIONS: \$800.00

800.00 Health Insurance

- Councilmember Kessler moved to approve the Additional Appropriation of \$800 to Probation User Fee Fund 55 for Health Insurance, seconded by Councilmember Bell; motion carried with 1 no vote by Councilmember Kemper.

ORDINANCE 2001-13-CL: Second Reading: Establishing Special Non-Reverting Operating Fund for Parks

This Ordinance was presented on May 8, 2001 and passed 6 – 0 on first reading. Attorney Masson read the Ordinance:

(quote)

ORDINANCE NO. 2001-13-CL

**ORDINANCE ESTABLISHING SPECIAL NON-REVERTING
OPERATING FUND FOR TIPPECANOE COUNTY DEPARTMENT
OF PARKS AND RECREATION**

WHEREAS, the Indiana General Assembly, pursuant to IC 36-10-3-22 authorizes the County's fiscal body to establish by Ordinance a special non-reverting operating, fund for park purposes; and

WHEREAS, the Tippecanoe County Park and Recreation Department has established reasonable fees and charges for particular uses of park and recreation facilities; and

WHEREAS, the Tippecanoe County Council desires to establish a special non-reverting, operating fund for park purposes into which monies received from fees for the use of park facilities shall be deposited and from which the Tippecanoe County Parks Department shall pay for the acquisition and repair of equipment required for the maintenance of park and recreation facilities in the County.

NOW, THEREFORE, be it ordained that there is now established the Tippecanoe County Parks Department special non-reverting operating fund from which expenditures may be made by appropriation by the Tippecanoe County Board of Parks and Recreation for the acquisition and repair of equipment for maintenance of park and recreation facilities in Tippecanoe County;

BE IT FURTHER ORDAINED; that all fees and charges received by the Tippecanoe County Parks Department for the use of park and recreation facilities be and the same shall be deposited into said non-reverting operating fund for the uses and purposes set forth herein.

BE IT FURTHER ORDAINED that in accordance with IC 36-10-3-22, money from the special non-reverting operating fund may be disbursed only upon approved claims allowed and signed by the President and Secretary of the Tippecanoe County Park and Recreation Board.

Presented to the County Council of Tippecanoe County, Indiana, and read in full for the first time and approved on first reading this 8th day of May, 2001, by the following vote:

VOTE	TIPPECANOE COUNTY COUNCIL
David S. Byers	David S. Byers, President
Connie Basham	Connie Basham, Vice President
Jeffrey Kessler	Jeffrey Kessler
Jeffrey A. Kemper	Jeffrey A. Kemper
Kathy Vernon	Kathy Vernon
Margaret K. Bell	Margaret K. Bell

ATTEST:

Robert Plantenga, Tippecanoe County Auditor

(unquote)

Councilmember Kessler said, because approval of this Ordinance will affect the General Fund balance, he doesn't think this action would be fiscally responsible.

Councilmember Basham agreed with President Byers' suggestion in an earlier meeting to pursue funding for the Parks' capital needs from the Commissioners' Cum Cap Fund. Councilmember Kessler agreed but said the Parks Department can request an appropriation from the General Fund for capital needs.

- Ordinance 2001-13-CL did not pass for lack of action on second reading.

ORDINANCE 2001-17-CL: Additional Appropriation for Prepaying Lease on Jail

Attorney Masson read the Ordinance:

(quote)

ORDINANCE NO. 2001-17-CL
ADDITIONAL APPROPRIATION ORDINANCE
OF TIPPECANOE COUNTY, INDIANA

WHEREAS, the County Council of Tippecanoe County, Indiana ("County") has determined to prepay Basic Rent (as defined in the Lease Agreement between the Tippecanoe County -Lafayette County Building Authority and the County, dated May 15, 1993);

WHEREAS, a notice of a public hearing on the appropriation in an amount not to exceed Two Million Six Hundred Ninety Thousand Dollars (\$2,690,000) for the purpose of prepaying Basic Rent was published in the *Lafayette Journal & Courier* and posted in three (3) public places, and the proof of publication and affidavit of posting, were presented to the County Council and placed in the County's records-,

NOW, THEREFORE, BE IT ORDAINED BY THE COUNTY COUNCIL OF TIPPECANOE COUNTY, INDIANA, that:

Section 1. An appropriation in an amount not to exceed Two Million Six Hundred Ninety Thousand Dollars (\$2,690,000) is hereby made to be applied on the prepayment of Basic Rent and that the funds to meet said appropriation be provided out of the County's economic development income tax; that said appropriation be in addition to all other appropriations provided for in the existing budget and tax levy for the current year.

Section 2. The Auditor is hereby authorized and directed to report and certify the additional appropriation to the State Board of Tax Commissioners.

Section 3. This ordinance shall be in full force and effect from and after its passage.

Adopted this 12th day of June, 2001, by a vote of ayes and nays.

COUNTY COUNCIL OF TIPPECANOE
COUNTY, INDIANA

David S. Byers, President

Connie Basham, Vice President

Jeffrey Kessler

Margaret K. Bell

Jeffrey A. Kemper

Kathy Vernon

Robert (sic) L. Fruitt

ATTEST:

Robert Plantenga, Auditor

(unquote)

- Councilmember Kemper moved to approve Ordinance 2001-17-CL, seconded by Councilmember Basham.
- Auditor Plantenga recorded the following roll call vote:

David Byers	Yes
Connie Basham	Yes
Jeffrey Kessler	Yes
Margaret Bell	Yes
Jeffrey Kemper	Yes
Kathy Vernon	Yes
Ronald Fruitt	Yes

- Ordinance 2001-17-CL passed 7 – 0.

OTHER BUSINESS

The County Council is invited to attend the Farm Bureau Meeting at MCL Cafeteria on Thursday, June 21, 2001 at 6:30 P.M.

Councilmember Kessler announced that the Chamber of Commerce, and the Cities of West Lafayette and Lafayette want the County to join them in talks about adding a Food and Beverage Tax in Tippecanoe County. They anticipate a 1% tax will generate \$1.5 million, but the Legislature will require a plan for spending the funds. A final plan should be in place by the end of

October for the County Council to act on so that State Representatives Klinker and possibly Scholer can take it to the upcoming Legislative session.

PUBLIC COMMENT

Commission President Ruth Shedd told the Council they are considering an increase in per diem for jurors to cover the cost of their parking wherever they can find a spot. The county currently averages \$400 per month to the City Parking Garage for jury parking. Auditor Plantenga said we could pay some of the cost from the Jury Pay Fund if it is included in the per diem.

ADJOURNMENT

Councilmember Fruitt moved to adjourn, seconded by Councilmember Kemper; motion carried.

The Working Session will be held at 2:00 P.M., Thursday, July 5, 2001 and the Regular Meeting will be held at 2:00 P.M., Tuesday, July 10, 2001. Both meetings will be held in the Tippecanoe Room in the County Office Building.

Robert A. Plantenga, Auditor

TIPPECANOE COUNTY COUNCIL

David S. Byers, President

Ronald L. Fruitt

Connie Basham, Vice President

Jeffrey A. Kemper

Margaret K. Bell

Jeffrey Kessler

Attest: _____
Robert A. Plantenga, Auditor

Kathy Vernon